

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 7 MARCH 2000)
(MANDATE 27 MARCH 2000)

| Docket # | Title | County | Judge |
|-----------|---|-------------|-----------------|
| 99-1095-1 | State v Wambach (Criminal) Decision: Dismissed | Cabarrus | Smith |
| 99-181-1 | Southern Furniture v BB&T (Civil) Decision: Plaintiffs' appeal is affirmed in part, vacated in part, and remanded. Defendant's appeal is dismissed. | Catawba | Edmunds, Jr. |
| 98-359-1 | State v Johnson (Criminal) Decision: No error | Cleveland | Hunter |
| 99-244-1 | Crabtree v City of Durham (Civil) Decision: Reversed and remanded | Durham | Lewis, Jr. |
| 99-348-1 | Robblee, et al v Budd Services, et al (Civil) Decision: Affirmed | Durham | Martin |
| 99-622-1 | Watkins v Watkins (Civil) Decision: Vacated | Durham | Walker |
| 99-184-1 | State v Battle (Criminal) Decision: New trial | Edgecombe | Hunter |
| 99-289-1 | State v Willis (Criminal) Decision: New trial | Forsyth | Martin |
| 99-413-1 | Lee, et al v Mutual Community Savings (Civil) Decision: Affirmed | Guilford | Greene |
| 99-442-1 | Thomas v Washington (Civil) Decision: Affirmed | Guilford | Horton, Jr. |
| 99-95-1 | Griffin v Sweet, et al (Civil) Decision: Reversed | Halifax | Walker |
| 98-1017-1 | County of Johnston v City of Wilson (Civil) Decision: Affirmed in part; reversed in part and remanded | Johnston | Timmons-Goodson |
| 99-743-1 | In The Matter of: Reyes (Civil) Decision: Affirmed | Lee | Greene |
| 99-185-1 | State v Cutshall (Criminal) Decision: Reversed and remanded | Mecklenburg | Eagles, Jr. |
| 99-455-1 | Pate v State Farm Fire & Casualty (Civil) Decision: Dismissed | Mecklenburg | Hunter |
| 99-527-1 | Russell v State Farm Insurance (Civil) Decision: Appeal dismissed | Mecklenburg | John, Sr. |

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| 99-281-1 | Fuller v Motel 6 (Civil) Decision: Affirmed | N.C. Industrial Commission | Greene |
| 99-284-1 | State v Wiggins (Criminal) Decision: Remanded for a new sentencing hearing | New Hanover | Timmons-Goodson |
| 99-856-1 | Shaut v Cannon (Civil) Decision: Affirmed | Orange | Walker |
| 98-1029-2 | Inman v Inman (Civil) Decision: Affirmed | Randolph | Horton, Jr. |
| 98-1638-1 | State v Locklear (Criminal) Decision: No error | Robeson | Eagles, Jr. |
| 99-209-1 | Hall v Kmart Corp. (Civil) Decision: Affirmed | Rowan | Lewis, Jr. |
| 99-834-1 | In The Matter of: Harrison & Koros (Civil) Decision: Affirmed | Rutherford | Eagles, Jr. |
| 99-424-1 | Ice v Ice (Civil) Decision: Affirmed | Transylvania | Lewis, Jr. |
| 99-738-1 | Wilson v Jefferson-Green, Inc. (Civil) Decision: Reversed and remanded | Vance | Eagles, Jr. |
| 99-13-1 | Stephenson v Warren, et al (Civil) Decision: Affirmed in part, reversed in part and remanded | Wake | Lewis, Jr. |
| 99-172-1 | N. Boulevard Plaza v N. Boulevard Assoc (Civil) Decision: Affirmed | Wake | Greene |
| 99-566-1 | Wells v Consolidated Judicial Ret. (Civil) Decision: Affirmed | Wake | Timmons-Goodson |
| 99-405-1 | Belcher v Averette (Civil) Decision: Affirmed | Wilson | Wynn, Jr. |
| 99-408-1 | Howell v Wilson, et al (Civil) Decision: Reversed and remanded | Wilson | Lewis, Jr. |

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| 99-180-1 | Walker v Coble, et al (Civil) Decision: Affirmed in part; reversed and remanded in part | Alamance 98CVS1583 | Walker |
| 99-78-1 | Parnell, et al v Hartsell, et al (Civil) Decision: Affirmed | Cabarrus 98CVS1880 | McGee |
| 99-396-1 | Cranford Woodcarving v Modular Wood (Civil) Decision: Affirmed | Catawba 96CVS3225 | Wynn, Jr. |
| 99-59-1 | State v Dameron (Criminal) Decision: Affirmed | Cleveland 97CRS12097 | Lewis, Jr. |
| 99-901-1 | Phelps v Kerley, et al (Civil) Decision: Dismissed | Cumberland 97CVS8898 | Walker |
| 99-999-1 | In The Matter of Gatt, Minors (Civil) Decision: Affirmed | Cumberland 96J185 96J184 | Walker |
| 99-1011-1 | State v Melvin (Criminal) Decision: No error | Duplin 98CRS8917 98CRS8916 | Smith |
| 99-349-1 | Boucvalt v BOA, County of Durham (Civil) Decision: Reversed | Durham 97CVS2239 | Martin |
| 99-763-1 | State v Reed (Criminal) Decision: No error | Durham 96CRS25954 96CRS25953 | Smith |
| 99-796-1 | State v McKinnon (Criminal) Decision: No error | Durham 95CRS35211 | Smith |
| 99-868-1 | State v Bridges (Criminal) Decision: No error | Durham 97CRS23799 97CRS23797 | Eagles, Jr. |
| 99-902-1 | In Re: Stewart (Criminal) Decision: Affirmed | Durham 99SPC315 | Eagles, Jr. |
| 99-791-1 | State v Hood (Criminal) Decision: No error | Forsyth 98CRS18891 98CRS18526 | Walker |
| 99-867-1 | State v Cook (Criminal) Decision: No error | Forsyth 98CRS27577 97CRS47644 | Smith |
| 99-1023-1 | State v Todd (Criminal) Decision: No error | Forsyth 98CRS15212 98CRS15211 | Smith |
| 99-104-1 | In The Matter of: Eddy Children (Civil) Decision: Affirmed | Franklin 93J17 | Hunter |
| 99-943-1 | In The Matter of: Crawford (Criminal) | Gaston 97J469 | Eagles, Jr. |

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| | Decision: Affirmed | | |
| 99-1060-1 | State v Riddle (Criminal) | Gaston 98CRS11841 | Smith |
| | Decision: No error | | |
| 99-84-1 | Kemp v Kemp (Civil) | Guilford 94CVD6673 | Hunter It is hereby ordered that the opinion filed in this case on 7 March 2000 be withdrawn. The Clerk of the Court of Appeals is hereby directed not to certify said opinion. This cause is retained by this Court for disposition by the panel to which it is assigned. |
| | Decision: Dismissed | | |
| 99-157-1 | State v Brown (Criminal) | Guilford 97CRS060993 | Greene |
| | Decision: No error | | |
| 99-438-1 | Fantasy World v Greensboro BOA (Civil) | Guilford 95CVS5024 | Horton, Jr. |
| | Decision: Vacated and remanded | | |
| 99-628-1 | Frate v Nationscredit (Civil) | Guilford 97CVS6307 | Eagles, Jr. |
| | Decision: Affirmed | | |
| 98-1603-1 | In The Matter of: C. Aughenbaugh (Civil) | Harnett 97J131 | Timmons-Goodson |
| | Decision: Affirmed | | |
| 99-825-1 | State v Lee (Criminal) | Hertford 98CRS4180 98CRS3131 | Eagles, Jr. |
| | Decision: No error | | |
| 98-1500-1 | McCollough v NC Bd. of Dental Examiners (Civil) | Jackson 98CVS120 | John, Sr. |
| | Decision: Affirmed | | |
| 99-744-1 | In The Matter of: Perez (Civil) | Lee 98J65 | Greene |
| | Decision: Affirmed | | |
| 99-896-1 | Allen v Gibbs (Civil) | McDowell 97CVS806 | Walker |
| | Decision: Affirmed | | |
| 99-125-1 | Huntley v Pandya, et al (Civil) | Mecklenburg 97CVS3972 | Lewis, Jr. |
| | Decision: Reversed and remanded | | |
| 99-548-1 | Charlotte-Mecklenburg Hospital v Boger (Civil) | Mecklenburg 98CVD7267 | McGee |
| | Decision: Affirmed | | |
| 99-882-1 | State v Hudson (Criminal) | Mecklenburg 97CRS26747 | Smith It is hereby ordered that the opinion filed in this case on 7 March 2000 be withdrawn. The Clerk of the Court of Appeals is hereby directed not to certify said opinion. This cause is retained by this Court for disposition by the panel to which it is assigned. |

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| | Decision: No error in trial. Sentences vacated and remanded for resentencing. | | |
| 98-1616-1 | Felmet v Reynolds Metals Co. (Civil) | N.C. Industrial Commission IC490145 | Walker |
| | Decision: Affirmed | | |
| 99-122-1 | Cavanaugh v Lexington Furniture (Civil) | N.C. Industrial Commission IC600965 | Timmons-Goodson |
| | Decision: Affirmed | | |
| 99-307-1 | Shannonhouse v Weyerhaeuser Co. (Civil) | N.C. Industrial Commission IC658951 | Edmunds, Jr. |
| | Decision: Affirmed | | |
| 99-517-1 | Harris v Town of Atlantic Beach (Criminal) | N.C. Industrial Commission IC671189 | Martin |
| | Decision: Affirmed | | |
| 99-900-1 | Faile v General Tire (Civil) | N.C. Industrial Commission IC453286 | Walker |
| | Decision: Affirmed | | |
| 99-188-1 | State v McDonald (Criminal) | New Hanover 98CRS12282 98CRS19385 98CRS617 | Wynn, Jr. |
| | Decision: No prejudicial error | | |
| 99-502-1 | Onslow Co. ex rel., Roberts v Roberts (Civil) | Onslow 94CVD2014 | Martin |
| | Decision: Vacated and remanded | | |
| 99-873-1 | Zubowicz v Brown (Civil) | Onslow 96CVS1905 | Eagles, Jr. |
| | Decision: Affirmed | | |
| 99-390-1 | Tazelaar v Shuping, et al (Civil) | Orange 97CVS1440 | Wynn, Jr. |
| | Decision: Appeal dismissed | | |
| 99-1207-1 | State v Reynosa (Criminal) | Pamlico 96CRS468 | Smith |
| | Decision: No error | | |
| 99-377-1 | Elizabeth City Housing v Leigh (Civil) | Pasquotank 98CVD633 | John, Sr. |
| | Decision: Reversed and remanded | | |
| 98-1320-1 | Dick, et al v Brady, et al (Civil) | Rockingham 96CVS1824 | John, Sr. |
| | Decision: Affirmed | | |
| 99-839-1 | State v Woodard (Criminal) | Sampson 98CRS4819 98CRS4818 | Walker |
| | Decision: No error | | |
| 99-372-1 | State v Barber (Criminal) | Union 97CRS3431 | Timmons-Goodson |
| | Decision: No error | | |
| 99-972-1 | State v Price (Criminal) | Union 94CRS9146 94CRS8933 94CRS8932 | Walker |
| | Decision: No error | | |
| 99-1087-1 | State v McClendon (Criminal) | Union 98CRS12638 | Walker |
| | Decision: No error | | |

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| 99-229-1 | State v Ward (Criminal) Decision: No prejudicial error | Wake 97CRS30408 97CRS30103 | Horton, Jr. |
| 99-328-1 | State, ex rel., Howes v Nicely (Civil) Decision: Affirmed | Wake 95CVS2298 | McGee |
| 99-439-1 | Estate of Jones v Ray (Civil) Decision: Affirmed | Wake 96CVS10462 | Martin |
| 99-379-1 | Bottoms v Coleman, et al (Civil) Decision: Affirmed | Wilson 97CVS1981 | Hunter |
| 99-288-1 | State v Matthews (Criminal) Decision: No prejudicial error | Yadkin 96CRS3137 96CRS3136 | Horton, Jr. |